

E-Filed: March 11, 2014

NOT FOR CITATION
IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

FAREED SEPEHRY-FARD,

No. C13-04535-EJD (HRL)

Plaintiff,

**ORDER TERMINATING *EX PARTE*
MOTION TO QUASH SUBPOENAS**

v.

GREENPOINT MORTGAGE FUNDING,
INC., ET AL.,

[Re: Docket No. 114]

Defendants.

In this quiet title action, Plaintiff Fareed Sepehry-Fard served Defendant Greenpoint Mortgage Funding, Inc. (“Greenpoint”) with three subpoenas on February 21, 2014, which command Lynn Graham, a Greenpoint Vice President in Texas, to appear in California on March 18, 2014, to produce documents, testify at a deposition, and testify at a hearing. On March 7, 2014, defendant Greenpoint and non-party Graham (making a special, limited appearance) moved *ex parte* to quash the subpoenas.

All discovery matters having been referred to the undersigned for disposition, the parties are required to comply with the undersigned’s Standing Order re: Civil Discovery Disputes (“Standing Order”). Moreover, in a January 2014 order denying Plaintiff’s motion for expedited discovery, the Court clearly stated that “in the event discovery disputes arise, the parties shall comply with the undersigned’s Standing Order re: Civil Discovery Disputes.” *See* Dkt. 75. The Standing Order expressly provides that “[a]bsent leave of court, formal noticed discovery motions may no longer be

1 filed and, if filed contrary to this order, will not be heard.” Generally, the parties may seek judicial
2 intervention only after an in-person meeting between lead counsel fails to resolve the dispute, in
3 which case the parties shall file a Discovery Dispute Joint Report (“DDJR”).

4 Accordingly, the motion is terminated without prejudice to resubmit the matter for the
5 Court’s consideration in compliance with the undersigned’s Standing Order. The parties shall have
6 10 days from the date of this order to meet and confer and, if necessary, file a DDJR. The date set
7 for compliance with the subpoenas shall be stayed during this time and pending judicial resolution
8 of the DDJR, if filed.

9 **IT IS SO ORDERED.**

10 Dated: March 11, 2014

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12 HOWARD R. LLOYD
13 UNITED STATES MAGISTRATE JUDGE
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